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Docket No.: TER-99 P 3269

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

By: 

Date: February 5, 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Gerhard Länger  
Applic. No. : 10/036,250  
Filed : October 22, 2001  
Title : Device for Receiving Liquids to which Solids Have Been Added and  
Device for Removing Liquid from Such a Receiving Device  
Attention : Office of Petitions

PETITION UNDER 37 C.F.R. 1.10(c)

Hon. Commissioner of Patents and Trademarks,  
Washington, D.C. 20231

Sir:

The facts leading to this petition are as follows:

The above-identified application was filed by the "Express Mail Post Office to Addressee" service of the US PS by virtue of deposit on October 22, 2001. Therefore, the filing date accorded to this application by the Office should be October 22, 2001. However, the postcard which accompanied the application was returned by the PTO with an incorrect filing date of December 22, 2001.

Enclosed herewith, in accordance with Rule 1.10 (c), is:

- a copy of the cover sheet accompanying the application papers with a mailing certificate under 37 C.F.R. 1.10 properly executed on October 22, 2001;
- a copy of the Express Mail Label with a Post Office stamp of October 22, 2001;
- a copy of the postcard
- a declaration by the mail clerk

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In view of the foregoing, applicants request that the filing date be corrected to show October 22, 2001.

I hereby declare that the foregoing facts have been stated on a personal knowledge basis and that the above-noted paper was submitted timely in accordance with the rules and regulations. I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

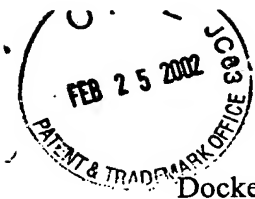
Respectfully submitted,

  
\_\_\_\_\_  
For Applicant

LAURENCE A. GREENBERG  
REG. NO. 29,308

Date: February 5, 2002

Lerner and Greenberg, P.A.  
Post Office Box 2480  
Hollywood, FL 33022-2480  
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/bb



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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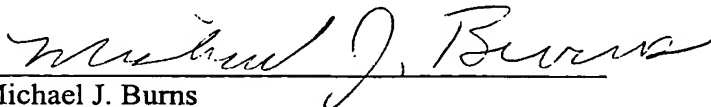
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DECLARATION  
TO ACCOMPANY PETITION UNDER 37 C.F.R. 1.10(c)

I, Michael J. Burns, hereby declare that:

- ❖ I have first-hand knowledge that the above-identified application was sent by Express Mail to the Patent and Trademark Office on October 22, 2001.
- ❖ I personally signed the mailing certificate on the cover sheet which accompanied the new US application.
- ❖ I have reviewed the pertinent pages of the outgoing mail log for October 22, 2001, and the pages show that the enclosed papers were indeed mailed by Express Mail on that date.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

  
Michael J. Burns  
Date: February 5, 2002

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DOCKET NO. TER-99P3269P.... Mailed October. 22, . 2001..

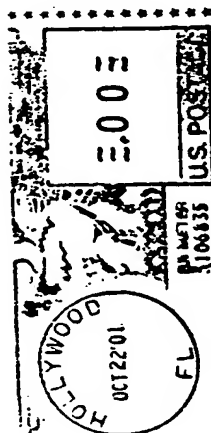
APPLIC. NO. .... Express Mail EL758652852US.

The stamp of the Patent Office hereon may be considered the date on which papers indicated below were received.

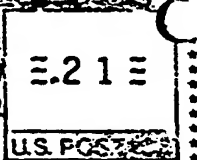
Applic pgs **16** Rule 53b New ☒ Contin ☐ Div ☐ CIP ☐ / Rule 53c Prov. ☐ / Rule 53d CPA ... RCE ☐  
☐ CIP ... pgs ☐ Design ☒ **3** Dwgs ☐ Declaration ☒ Mailing Certif.  
☐ Priority Claim ☐ Cert. Prior. Doc(s) ☒ PCT Cover Sheet WO **00/65605**  
☐ Amend pgs ... ☐ Prel. Amend pgs ... ☐ Letter  
☐ Response pgs ... ☐ 37CFR1.116 ☐ Not. of Appeal  
☐ Brief pgs ... ☐ Appndx pgs ... ☒ I.D.S. + **9** Refs.  
☐ Assoc Pwr of Atty ☒ Credit Card \$ **824**.  
☐ Pet. for Ext .... Mo. ☐ Pet. .... ☐ Check \$ **149**  
☐ Issue Fee ☐ Assignment ☒ PTOL **149**  
☐ Cert. Trans. ☐ Cert. of Corr. ☐ File rec. corr

11002 U.S. PRO  
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In 0627101	<input type="checkbox"/> 12 Noon <input checked="" type="checkbox"/> PM	Postage \$ 22.05
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LERNER & GREENBERG  
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**LERNER AND GREENBERG, P.A.**

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"Express Mail" mailing label number **EL758652852US**  
Date of Deposit **October 22, 2001**

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Docket No.: TER-99P3269P

Date: October 22, 2001

Hon. Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir:

Enclosed herewith are the necessary papers for filing the following application for Letters Patent:

Applicant : GERHARD LÄNGER  
Title : DEVICE FOR RECEIVING LIQUIDS TO WHICH SOLIDS HAVE BEEN  
ADDED AND DEVICE FOR REMOVING LIQUID FROM SUCH A  
RECEIVING DEVICE

3 sheet of drawings.

The payment in the amount of \$824.00 covering the filing fee.

Information Disclosure Statement and 9 References.

PCT Publication (cover sheet only).

This application is being filed without a signed oath or declaration under the provisions of 37 CFR 1.53(f). Applicants await notification of the date by which the oath or declaration and the surcharge are due, pursuant to this rule.

The Patent and Trademark Office is hereby given authority to charge Deposit Account No. 12 1099 of Lerner and Greenberg, P.A. for any fees due or deficiencies of payments made for any purpose during the pendency of the above-identified application.

Respectfully submitted,

For Applicant  
LAG:tk

*Michael Burns*  
MICHAEL BURNS  
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